

**MCDERMOTT, WILL & EMERY**  
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**Date:** July 23 2003 **Time Sent:** #044 - Jul 23 2003

**TO:**

Name	Company	Facsimile No.	Contact No.
Office of Initial Patent Examination's Filing Receipt Corrections	U.S. Patent Office-	703-746-9195	

**FROM:** Craig A. Gelfound **Direct Phone:** 310-788-1533  
**E-Mail:** cgelfound@mwe.com  
**Sent By:** Suzi McCraw **Direct Phone:** 310-788-1590  
**Client/Matter/Tkpr:** 064828-014-0252 **Originals Follow by Mail:** No  
**Number of Pages, Including Cover:** 11

**MESSAGE:**

**Re:** In re Patent Application of NICKOLADZE, LEO G. (deceased)  
 Serial No. 10/052,287  
 Filed: January 18, 2002  
 For: VARIABLE SPEED CONSTANT FREQUENCY MOTOR  
 Examiner: Mullins, Burton S.  
 Group Art Unit: 2834

Please see attached REQUEST FOR CORRECTED FILING RECEIPT.

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**IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL  
 SUZI McCRAW AT 310-788-1590 AS SOON AS POSSIBLE.**

Docket No. 064828-0014  
Serial No. 10/052,287

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:  
NICKOLADZE, LEO G. (deceased) :  
Serial No.: 10/052,287 : Group Art Unit: 2834  
Filed: January 18, 2002 : Examiner: Mullins, Burton S.  
For: VARIABLE SPEED CONSTANT FREQUENCY MOTOR

**REQUEST FOR CORRECTED FILING RECEIPT**

**Office of Initial Patent Examination's Filing Receipt Corrections  
Via Facsimile: 703-746-9195**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Attached is a copy of the Corrected Filing Receipt dated October 02, 2002 (Exhibit A) from the U.S. Patent and Trademark Office in the above-referenced application. Applicant previously requested correction to this Corrected Filing Receipt on October 14, 2002, but to date this office has not yet received a new filing receipt with the requested correction. Please correct the applicant(s) name to read: Leo G. Nickoladze, Kailua, Hawaii, Deceased[;], by Hildegard K. Marks, Kailua, Hawaii, Legal Representative. Attached is a copy of the declaration (Exhibit B), which evidences the correct title.

It is also noted that the name and address for all correspondence has not been updated. Please correct the addressee's name and address to read: Craig A. Gelfound, McDermott, Will & Emery, 2049 Century Park East, 34<sup>th</sup> Floor, Los Angeles, CA 90067. Attached is a copy of the

Docket No. 064828-0014  
Serial No. 10/052,287

PATENT

Revocation of Power of Attorney, Appointment and Certification Under 37 CFR 3.73(B) (Exhibit C), submitted to the Patent Office on September 4, 2002. It is requested that a corrected filing receipt be issued.

Respectfully submitted,



Craig A. Gelfound  
Registration No. 41,032

2049 Century Park East, 34th Floor  
Los Angeles, CA 90067  
(310) 277-4110  
Facsimile: (310) 277-4730  
July 15, 2003

07-23-03 10:16am From-

T-158 P.04/11 F-412

## EXHIBIT A

Received from < > at 7/23/03 1:20:53 PM [Eastern Daylight Time]

UNITED STATES  
PATENT AND  
TRADEMARK OFFICE

R OCT 09 2002 U

MW&amp;E

Commissioner for Patents  
Washington, DC 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE RECD	ATTY DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/052,287	01/18/2002	2834	435	064828-014	10	7	2

CHRISTIE, PARKER & HALE, LLP  
P.O. BOX 7068  
PASADENA, CA 91109-7068

RECEIVED

OCT 07 2002

Christie, Parker &amp; Hale, LLP

CONFIRMATION NO. 7223

CORRECTED FILING RECEIPT



\*0000000008887981\*

Date Mailed 10/02/2002

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Leo G. Nickoladze, Kailua, HI, Deceased [Signature]  
Hildegard K. Marks, Kailua, HI, Legal Representative,
CASE # \_\_\_\_\_ ACTION \_\_\_\_\_  
REMINDER \_\_\_\_\_ DUE DATE 10/9/02  
DEADLINE \_\_\_\_\_

IKE

## Assignment For Published Patent Application

FOUNDATION GNI, LTD ;

## Domestic Priority data as claimed by applicant

This application is a CON of 09/676,182 09/29/2000 ABN  
which is a CON of 09/258,376 02/26/1999 ABN  
This application 10/052,287 09/29/2000  
claims benefit of 60/076,309 02/27/1998

## Foreign Applications

If Required, Foreign Filing License Granted 02/11/2002

Projected Publication Date: 12/05/2002

Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

Title

07-23-03 10:17am From-

T-158 P.06/11 F-412

## EXHIBIT B

Received from < > at 7/23/03 1:20:53 PM [Eastern Daylight Time]

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**DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATIONS**


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**PATENT**Docket No. : 40613/CAG/V149

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As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled VARIABLE SPEED CONSTANT FREQUENCY MOTOR, the specification of which is attached hereto unless the following is checked:

☒ was filed on September 29, 2000 as United States Application Number 09/676,182 or PCT International Application Number      and was amended on      (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of the foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed

Prior Foreign Application(s)

<u>Application Number</u>	<u>Country</u>	<u>Filing Date (day/month/year)</u>	<u>Priority Claimed</u>
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I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below

<u>Application Number</u>	<u>Filing Date</u>
---------------------------	--------------------

06/076,309	February 27, 1996
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I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

<u>Application Number</u>	<u>Filing Date</u>	<u>Patented/Pending/Abandoned</u>
09/258,376	February 26, 1999	Pending

**POWER OF ATTORNEY:** I hereby appoint the following attorneys and agents of the law firm CHRISTIE, PARKER & HALE, LLP to prosecute this application and any international application under the Patent Cooperation Treaty based on it and to transact all business in the U.S. Patent and Trademark Office connected with either of them in accordance with instructions from the assignee of the entire interest in this application;

# DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATIONS

Docket No. 40618/CAG/V149

or from the first or sole inventor named below in the event the application is not assigned; or from \_\_ in the event the power granted herein is for an application filed on behalf of a foreign attorney or agent.

R. W. Johnston	(17,968)	Edward R. Schwartz	(31,135)	Molly A. Holman	(40,022)
D. Bruce Prout	(20,958)	John D. Carpenter	(34,133)	Lucinda G. Auciello	(42,270)
Hayden A. Carney	(22,653)	David A. Plumley	(37,208)	Norman E. Carte	(30,455)
Richard J. Ward, Jr.	(24,187)	Wesley W. Monroe	(39,778)	Joel A. Kauth	(41,886)
Russell R. Palmer, Jr.	(22,994)	Grant T. Langton	(39,739)	Patrick Y. Ikehara	(42,681)
LeRoy T. Rahn	(20,356)	Constantine Marantidis	(39,759)	Mark Garscia	(31,953)
Richard D. Seibel	(22,134)	John W. Eldredge	(37,613)	Gary J. Nelson	(P-44,257)
Walter G. Maxwell	(25,355)	Gregory S. Lampert	(35,581)	Raymond R. Tabandeh	(P-43,945)
William P. Christie	(29,371)	Craig A. Gelfound	(41,032)	Phuong-Quan Hoang	(41,839)
David A. Dillard	(30,831)	Syed A. Hasan	(41,057)	Jun-Young E. Jeon	(P-43,693)
Thomas J. Daly	(32,213)	Kathleen M. Olater	(42,052)		
Vincent G. Gioia	(19,959)	Daniel M. Cavanagh	(41,661)		

The authority under this Power of Attorney of each person named above shall automatically terminate and be revoked upon such person ceasing to be a member or associate of or of counsel to that law firm.

**DIRECT TELEPHONE CALLS TO :** Craig A. Gelfound, 626/795-9900  
**SEND CORRESPONDENCE TO :** CHRISTIE, PARKER & HALE, LLP  
 P.O. Box 7068, Pasadena, CA 91109-7068

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon

Hildegard K. Marks, Personal Representative for

Full name of sole or first joint inventor Leo G. Nickoladze, deceased	Inventor's signature <i>Hildegard K. Marks</i>	Date 12-16-00
Residence and Post Office Address 1155 Kahili Street, Kailua, Hawaii 96734		Citizenship USA

Full name of second joint inventor	Inventor's signature	Date
Residence and Post Office Address		Citizenship

Full name of third joint inventor	Inventor's signature	Date
Residence and Post Office Address		Citizenship

EJ PAS276619 : \* 12/16/00 8:00 AM



07-23-03 10:17am From-

T-158 P.09/11 F-412

## EXHIBIT C

Received from < > at 7/23/03 1:20:53 PM [Eastern Daylight Time]

**REVOCATION OF POWER OF ATTORNEY, APPOINTMENT  
AND CERTIFICATION UNDER 37 CFR 3.73(B)**

Application Number	09/587,202
Filing Date	June 6, 2000
First Named Inventor	Nickoladze
Assignment Recorded	January 24, 2002; Reel 012564, Frame 0768
Attorney Docket Number	064828-012

Application Number	10/052,287
Filing Date	January 18, 2002
First Named Inventor	Nickoladze
Assignment Recorded	January 24, 2002; Reel 012564, Frame 0768
Attorney Docket Number	064828-014

Commissioner for Patents  
Washington, D.C. 20231

The undersigned assignee of the above-identified patent applications/registrations hereby revokes all previous powers of attorney given in the above-identified application and appoints **Craig A. Gelfound, Reg. No. 41,032** (to whom all correspondence should be addressed), **Stephen A. Becker, Reg. No. 26,527**, **Marc E. Brown, Reg. No. 28,590**, **Daphne L. Burton, Reg. No. 45,323** and **Charles Rosenberg, Reg. No. 31,464**, all members of the law firm of **McDermott, Will & Emery** located at **2049 Century Park East, 34th Floor, Los Angeles, California 90067-3208**, with full power of substitution and revocation, to transact all business in the Patent and Trademark Office and in the courts in connection with the referenced application.

MWE LosAngeles; Document #: 1234296v1  
LAS99 1240724-1.064828.0012

CERTIFICATE UNDER 37 CFR 3.1

Revoking all prior appointments, Foundation GNI, Ltd., a British Virgin Islands Corporation, certifies that it is the assignee of the entire right, title and interest in the patent applications identified above by virtue of an Assignment from the inventor(s) of the patent applications identified above

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (who title is supplied below) is empowered to act on behalf of the assignee.

The undersigned further declares that all statements made herein of its own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

FOUNDATION GNI, LTD.

Print

Name: George Theofanis

Title: Director

Signature: George Theofanis

Date: August 30, 2002

MWE LosAngeles; Document #: 1234296v1  
LAS99 1240724-1.064828.0012